

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF ALABAMA
EASTERN DIVISION**

CLIFFORD BAILEY, CLIFFORD BLACK,)
WESLEY CALHOUN, CURTIS DEASON,)
RUTH GRAVES, MICKEY GRIZZARD,)
JIMMY PERRY, HERBERT STANLEY)
SIKES, and PHILLIP THOMPSON,)
)
Plaintiffs,)
)
v.) **Case No.: 3:06-cv-979-MHT-SRW**
)
MERCK & CO., INC., et al,)
)
Defendants.)

**NOTICE OF CASE INCLUSION IN CONDITIONAL TRANSFER ORDER (CTO-76) OF
JUDICIAL PANEL ON MULTIDISTRICT LITIGATION**

COMES NOW, the Defendant Merck & Co., Inc. (“Merck”), and hereby notifies this Honorable Court that this case has been designated for transfer to the United States District Court for the Eastern District of Louisiana pursuant to Conditional Transfer Order (CTO-76) issued by the Judicial Panel on Multidistrict Litigation (JPML). Merck would further show the Court as follows:

1. On February 16, 2005, the JPML issued an order establishing MDL-1657 and transferring 148 federal Vioxx® cases to the Eastern District of Louisiana for coordinated pretrial proceedings before the Honorable Eldon E. Fallon.
2. On November 3, Merck provided notice to the Panel of this action pursuant to the tag-along procedures contained in the MDL rules. On November 7, 2006, Merck moved to stay (Doc. 21) this matter pending an applicable transfer order by the JPML.

3. On November 29, 2006, the JPML issued Conditional Transfer Order 76 (CTO-76) consisting of numerous cases tabbed for transfer to MDL.¹ Attached hereto as **Exhibit A** is a copy of CTO-76. This action is included in CTO-76.² See Schedule CTO-76, p. 1. Barring an objection filed within the period set forth by CTO-76, this action will be immediately transferred to Judge Fallon's court, where it will become part of MDL-1657 and thus be subject to coordination of all pretrial proceedings. See CTO-76, Exhibit A.

4. Given the overlapping factual issues this case has with those already in the MDL proceedings, transfer of this case to the MDL is appropriate. Merck therefore informs the Court of CTO-76 and it urges this Court to stay all proceedings in this action pending the transfer of this action to MDL-1657.

Date: December 4, 2006.

/s/ Ben C. Wilson
 BEN C. WILSON
 One of the attorneys for Merck & Co., Inc.

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¹ Counsel for Merck received CTO-76 by mail on December 4, 2006.

² CTO-76 also includes *Junior Alldreage, et al v. Merck*, 06-2260-RRA-E (N.D. Ala.) and *Wayne Watts, et al v. Merck*, 06-2284-RBP (N.D. Ala.). These cases were also filed by Plaintiff's counsel, purport to state identical claims, and, with one or two exceptions, include as defendants the same sales representatives involved in this case.

CERTIFICATE OF SERVICE

I hereby certify that on December 4 2006, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the following:

James S. Hubbard
Thomas J. Knight
HUBBARD & KNIGHT
1125 Noble Street
Anniston, Alabama 36201

/s/ Ben C. Wilson
OF COUNSEL

JUDICIAL PANEL ON
MULTIDISTRICT LITIGATION

NOV 29 2006

DOCKET NO. 1657

FILED
CLERK'S OFFICE

BEFORE THE JUDICIAL PANEL ON MULTIDISTRICT LITIGATION

**IN RE VIOXX MARKETING, SALES PRACTICES AND PRODUCTS
LIABILITY LITIGATION**

(SEE ATTACHED SCHEDULE)

CONDITIONAL TRANSFER ORDER (CTO-76)

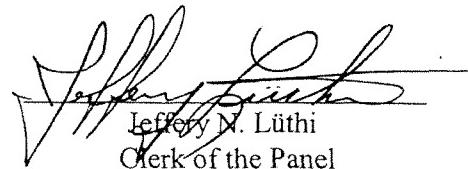
On February 16, 2005, the Panel transferred 138 civil actions to the United States District Court for the Eastern District of Louisiana for coordinated or consolidated pretrial proceedings pursuant to 28 U.S.C. § 1407. See 360 F.Supp.2d 1352 (J.P.M.L. 2005). Since that time, 5,171 additional actions have been transferred to the Eastern District of Louisiana. With the consent of that court, all such actions have been assigned to the Honorable Eldon E. Fallon.

It appears that the actions on this conditional transfer order involve questions of fact that are common to the actions previously transferred to the Eastern District of Louisiana and assigned to Judge Fallon.

Pursuant to Rule 7.4 of the Rules of Procedure of the Judicial Panel on Multidistrict Litigation, 199 F.R.D. 425, 435-36 (2001), these actions are transferred under 28 U.S.C. § 1407 to the Eastern District of Louisiana for the reasons stated in the order of February 16, 2005, and, with the consent of that court, assigned to the Honorable Eldon E. Fallon.

This order does not become effective until it is filed in the Office of the Clerk of the United States District Court for the Eastern District of Louisiana. The transmittal of this order to said Clerk shall be stayed 15 days from the entry thereof. If any party files a notice of opposition with the Clerk of the Panel within this 15-day period, the stay will be continued until further order of the Panel.

FOR THE PANEL:



Jeffrey N. Lüthi
Clerk of the Panel

Exhibit A

**SCHEDULE CTO-76 - TAG-ALONG ACTIONS
DOCKET NO. 1657**
**IN RE VIOXX MARKETING, SALES PRACTICES AND PRODUCTS LIABILITY
LITIGATION**

<u>DIST. DIV. C.A. #</u>	<u>CASE CAPTION</u>
ALASKA	
AK 3 06-257	Gary W. Putman, et al. v. Merck & Co., Inc.
AK 3 06-258	Robert Felder v. Merck & Co., Inc.
ALABAMA MIDDLE	
ALM 3 06-979	Clifford Bailey, et al. v. Merck & Co., Inc., et al.
ALABAMA NORTHERN	
ALN 1 06-2260	Junior Alldreage, et al v. Merck & Co., Inc., et al.
ALN 1 06-2284	Wayne Watts, et al. v. Merck & Co., Inc.
ALN 5 06-2248	Don Macmillan v. Merck & Co., Inc.
ALN 7 06-2332	Dorothy Cantrell, et al. v. Merck & Co., Inc.
ARIZONA	
AZ 2 06-2665	Marlene Ferguson, et al. v. Merck & Co., Inc.
CALIFORNIA CENTRAL	
CAC 2 06-6642	Deborah Dionne, et al. v. Merck & Co., et al.
CAC 2 06-6644	Lucila B. Castillo, et al. v. Merck & Co., Inc.
CAC 2 06-6816	Philip Hansen Bailey, etc. v. Merck & Co, Inc.
CAC 2 06-7006	Shelia Williams v. Merck & Co., Inc.
CAC 2 06-7007	William E. Hauser, etc. v. Merck & Co., Inc.
CALIFORNIA EASTERN	
CAE 2 06-2283	Barbara Abbott, et al. v. Merck & Co., Inc.
CAE 2 06-2284	Delphia Bell v. Merck & Co., Inc., et al.
CAE 2 06-2285	Harry Jones v. Merck & Co., Inc., et al.
CAE 2 06-2332	Norma Loomis v. Merck & Co., Inc.
CAE 2 06-2344	Marva Johnson v. Merck & Co., Inc.
CAE 2 06-2346	Carl Dudding v. Merck & Co., Inc.
CAE 2 06-2348	Sandra Elliott v. Merck & Co., Inc.
CAE 2 06-2349	Anh Devers v. Merck & Co., Inc.
CAE 2 06-2350	Kenneth Tinkle v. Merck & Co., Inc.
CAE 2 06-2351	Kenneth Debolt v. Merck & Co., Inc.
CAE 2 06-2352	Betty Mesi v. Merck & Co., Inc.
CAE 2 06-2354	Antonio Lourenco v. Merck & Co., Inc.
CAE 2 06-2362	Karen Morris v. Merck & Co., Inc.
CAE 2 06-2422	Adnell Stephens v. Merck & Co., Inc., et al.
CAE 2 06-2431	Donna Goncar v. Merck & Co., Inc., et al.
CAE 2 06-2434	Richard McCullough v. Merck & Co., Inc., et al.
CAE 2 06-2471	Karin Barrett v. Merck & Co., Inc.
CAE 2 06-2472	Domingo Arcangles v. Merck & Co., Inc.
CAE 2 06-2473	Semen Fiskel v. Merck & Co., Inc.
CAE 2 06-2474	Al Kessler v. Merck & Co., Inc.

SCHEDULE CTO-76 - TAG-ALONG ACTIONS (MDL-1657)

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<u>DIST. DIV. C.A. #</u>	<u>CASE CAPTION</u>
CAE 2 06-2477	Charlotte Mendonea v. Merck & Co., Inc.
CAE 2 06-2479	Sheryl Churchman v. Merck & Co., Inc., et al.
CAE 2 06-2480	Besham Singh v. Merck & Co., Inc., et al.
CAE 2 06-2489	Madelyn Duke, et al. v. Merck & Co., Inc., et al.
CAE 2 06-2490	Beryl L. Caterson v. Merck & Co., Inc., et al.
 CALIFORNIA NORTHERN	
CAN 3 06-6576	Barbara Brooks v. Merck & Co., Inc., et al.
CAN 3 06-6587	Otis Mercer v. Merck & Co., Inc., et al.
CAN 3 06-6595	Peter Brooks v. Merck & Co., Inc., et al.
CAN 3 06-6612	Ray Reed v. Merck & Co., Inc., et al.
CAN 3 06-6762	Lola Baker v. Merck & Co., Inc.
CAN 3 06-6764	Susan Christensen v. Merck & Co., Inc.
CAN 3 06-6765	Carlos Adlawan v. Merck & Co., Inc.
CAN 3 06-6766	Anita Aars v. Merck & Co., Inc.
CAN 3 06-6767	Klara Bernsteyn v. Merck & Co., Inc.
CAN 3 06-6769	Robert Chow v. Merck & Co., Inc.
CAN 3 06-6789	Marbely Gutierrez v. Merck & Co., Inc.
CAN 3 06-6793	Ninel Gindina v. Merck & Co., Inc.
CAN 3 06-6795	Julia Dumas, et al. v. Merck & Co., Inc.
CAN 3 06-6796	Robert Garrett v. Merck & Co., Inc.
CAN 3 06-6846	Wayne Wong v. Merck & Co., Inc.
CAN 3 06-6848	Elliot Zolt v. Merck & Co., Inc.
CAN 3 06-6851	Jerry Hale v. Merck & Co., Inc.
CAN 3 06-6859	Leo Hildreth v. Merck & Co., Inc.
CAN 3 06-6862	Alex Lukovsky v. Merck & Co., Inc.
CAN 3 06-6863	Juana Ochoa v. Merck & Co., Inc.
CAN 3 06-6864	John Morrice v. Merck & Co., Inc.
CAN 3 06-6866	Ronald L. Silva v. Merck & Co., Inc.
CAN 3 06-6867	Nancy Pittroff v. Merck & Co., Inc.
CAN 3 06-6869	Lev Klachkavsky v. Merck & Co., Inc.
CAN 3 06-6873	Barbara Hoffman, etc. v. Merck & Co., Inc.
CAN 3 06-6874	Fred Rice v. Merck & Co., Inc.
CAN 3 06-6875	Gerald Sefranka v. Merck & Co., Inc.
CAN 3 06-6878	Richard Simms v. Merck & Co., Inc.
CAN 3 06-6879	Samuel Summerfield v. Merck & Co., Inc.
CAN 3 06-6880	Lula Taylor v. Merck & Co., Inc.
CAN 3 06-6881	George Martinis v. Merck & Co., Inc.
CAN 3 06-6882	Elivra Nagle v. Merck & Co., Inc.
CAN 4 06-6590	Christine Hansen, et al. v. Merck & Co., Inc., et al.
CAN 4 06-6785	Valentina Demikhovskaya v. Merck & Co., Inc.
CAN 4 06-6788	Daniel Flanagan v. Merck & Co., Inc.
CAN 4 06-6843	Janie Wiley v. Merck & Co., Inc.
CAN 4 06-6865	Guadalupe Urena, et al. v. Merck & Co., Inc.
CAN 4 06-6868	Nian Huang v. Merck & Co., Inc.
CAN 4 06-6871	Mary L. Howle v. Merck & Co., Inc.
 CALIFORNIA SOUTHERN	
CAS 3 06-2431	Michael Cienfuegos, etc. v. Merck & Co., Inc., et al.
CAS 3 06-2432	Jimmie Ramsey v. Merck & Co., Inc., et al.

Exhibit A

SCHEDULE CTO-76 - TAG-ALONG ACTIONS (MDL-1657)

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<u>DIST. DIV. C.A. #</u>	<u>CASE CAPTION</u>
COLORADO	
CO 1 06-2130	Herbert L. Wittow v. Merck & Co., Inc.
CO 1 06-2164	James Franklin, etc. v. Merck & Co., Inc.
CO 1 06-2165	Ronald Dooley, et al. v. Merck & Co., Inc.
CONNECTICUT	
CT 3 06-1761	Frank Pescatello v. Merck & Co., Inc.
FLORIDA MIDDLE	
FLM 2 06-587	Danny Taulbee v. Merck & Co., Inc., et al.
FLM 5 06-379	Lyle Moody v. Merck & Co., Inc., et al.
FLM 6 06-1667	Marian Jenkinson, etc. v. Merck & Co., Inc., et al.
FLM 8 06-1209	Barbara Jowers v. Merck & Co., Inc., et al.
FLM 8 06-1992	Robert Sidney Spann v. Merck & Co., Inc., et al.
FLORIDA SOUTHERN	
FLS 0 06-61580	Jeffrey Dombeck, et al. v. Merck & Co., Inc.
FLS 0 06-61581	William J. Leon, et al. v. Merck & Co., Inc.
FLS 0 06-61582	Marthan Moore, et al. v. Merck & Co., Inc.
FLS 0 06-61583	Lillian A. Russo v. Merck & Co., Inc.
FLS 0 06-61609	Victoria Luciano, et al. v. Merck & Co., Inc.
FLS 1 06-22292	Susana Jalon, et al. v. Merck & Co., Inc.
FLS 2 06-14284	Kenneth Bowe, et al. v. Merck & Co., Inc., et al.
FLS 2 06-14285	Jacob Avidon, et al. v. Merck & Co., Inc., et al.
FLS 2 06-14287	Veronica Clark-Atchinson v. Merck & Co., Inc., et al.
FLS 2 06-14288	Robin A. Curry v. Merck & Co., Inc., et al.
FLS 2 06-14289	Lystine Fairweather, et al. v. Merck & Co., Inc., et al.
FLS 2 06-14290	Mary Lee Hudson v. Merck & Co., Inc., et al.
FLS 2 06-14291	Walter Smith, et al. v. Merck & Co., Inc., et al.
FLS 2 06-14292	Warren Young, et al. v. Merck & Co., Inc., et al.
FLS 2 06-14293	Andrew Trax, et al. v. Merck & Co., Inc., et al.
FLS 2 06-14294	Helen Spano, et al. v. Merck & Co., Inc., et al.
FLS 2 06-14295	John Gumas v. Merck & Co., Inc., et al.
FLS 2 06-14296	Darrell Duncan v. Merck & Co., Inc., et al.
FLS 2 06-14297	James Ferguson v. Merck & Co., Inc., et al.
FLS 2 06-14298	Carol Morgan v. Merck & Co., Inc., et al.
FLS 2 06-14299	Patricia C. Putman, et al. v. Merck & Co., Inc., et al.
FLS 2 06-14300	Donald L. Simons v. Merck & Co., Inc., et al.
FLS 2 06-14301	Donna Robinson v. Merck & Co., Inc., et al.
FLS 2 06-14305	Henry C. Givens v. Merck & Co., Inc., et al.
FLS 9 06-80994	Gail Simmons v. Merck & Co., Inc., et al.
FLS 9 06-80996	Anita Finnegan v. Merck & Co., Inc., et al.
FLS 9 06-80997	Joseph Iuvara, et al. v. Merck & Co., Inc., et al.
FLS 9 06-80998	Thomas Erling v. Merck & Co., Inc., et al.
GEORGIA NORTHERN	
GAN 1 06-2643	Clifford L. Wooten v. Merck & Co., Inc.
GAN 1 06-2644	Elizabeth C. Rosebush, etc. v. Merck & Co., Inc.
IOWA NORTHERN	
IAN 3 06-3065	Phyllis Heslop v. Merck & Co., Inc.

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<u>DIST. DIV. C.A. #</u>	<u>CASE CAPTION</u>
IOWA SOUTHERN IAS 1 06-39	Jerry Barringer v. Merck & Co., Inc.
ILLINOIS CENTRAL ILC 2 06-2221	William Phelps, etc. v. Merck & Co., Inc.
ILLINOIS NORTHERN ILN 1 06-5743 ILN 1 06-5744 ILN 1 06-5805	Doris Miller, et al. v. Merck & Co., Inc. Ines Alegre, etc. v. Jorge N. Aguayo, M.D., et al. Evelyn Waldman v. Merck & Co., Inc.
ILLINOIS SOUTHERN ILS 3 06-818 ILS 3 06-827 ILS 3 06-831 ILS 3 06-840 ILS 3 06-848 ILS 3 06-849 ILS 3 06-850 ILS 3 06-853 ILS 3 06-867 ILS 3 06-868 ILS 3 06-877	Myrna Hamilton, et al. v. Merck & Co., Inc., et al. Ann Reid v. Merck & Co., Inc., et al. William W. Rhodes v. Merck & Co., Inc., et al. Jerry Lemonds v. Merck & Co., Inc., et al. James Ignatz v. Merck & Co., Inc., et al. Louis Kraus v. Merck & Co., Inc., et al. John M. Linkes v. Merck & Co., Inc. Antonio Silva v. Merck & Co., Inc. Catherine S. Sadich v. Merck & Co., Inc. John Street v. Merck & Co., Inc. Rodney W. Shupe v. Merck & Co., Inc.
INDIANA NORTHERN INN 2 06-363	Seth Jones v. Merck & Co., Inc.
KANSAS KS 2 06-2413	David Edmonds v. Merck & Co., Inc.
LOUISIANA WESTERN LAW 2 06-1936	Sally Ellender Chapman v. Merck & Co., Inc.
MINNESOTA MN 0 06-4406	Donald Haider v. Merck & Co., Inc.
MISSOURI EASTERN MOE 4 06-1589	Ida Criglar, et al. v. Merck & Co., Inc., et al.
NEW YORK EASTERN NYE 1 06-4796	Yolande Brice, et al. v. Merck & Co., Inc.
NEW YORK NORTHERN NYN 1 06-1309 NYN 5 06-1332	Deanne Murdie, etc. v. Merck & Co., Inc., et al. Douglas Charles Persse, et al. v. Merck & Co., Inc.
NEW YORK SOUTHERN NYS 1 06-11419	Ali Ghanem v. Merck & Co., Inc., et al.

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<u>DIST. DIV. C.A. #</u>	<u>CASE CAPTION</u>
NEW YORK WESTERN	
NYW 6 06-6530	Rosemary Johnson v. Merck & Co., Inc., et al.
NYW 6 06-6531	Zerita H. Newman, etc. v. Merck & Co., Inc., et al.
NYW 6 06-6532	Roger Bickel, et al. v. Merck & Co., Inc., et al.
NYW 6 06-6533	Brenda Baron, etc. v. Merck & Co., Inc., et al.
NYW 6 06-6534	Dianne Benson, etc. v. Merck & Co., Inc., et al.
NYW 6 06-6544	Pamela Charsley-Joslin, etc. v. Merck & Co., Inc., et al.
NYW 6 06-6545	Theresa J. Keenan, etc. v. Merck & Co., Inc., et al.
NYW 6 06-6546	Eugene O. Moore, etc. v. Merck & Co., Inc., et al.
NYW 6 06-6547	Glen Nicolosi, etc. v. Merck & Co., Inc., et al.
NYW 6 06-6548	Frank B. Perillo, etc. v. Merck & Co., Inc., et al.
NYW 6 06-6549	Patricia A. Ruvolo, etc. v. Merck & Co., Inc., et al.
NYW 6 06-6550	Patricia Sabadasz, etc. v. Merck & Co., Inc., et al.
NYW 6 06-6551	Lavernne Watson, etc. v. Merck & Co., Inc., et al.
OHIO NORTHERN	
OHN 1 06-2558	Timothy Walter Richards, Sr., et al. v. Merck & Co., Inc.
OHN 1 06-2559	Deborah K. Roscoe v. Merck & Co., Inc.
OHN 1 06-2560	Leonard Novak, et al. v. Merck & Co., Inc.
OHN 1 06-2561	Edith Tabak, et al. v. Merck & Co., Inc.
OHN 1 06-2562	Kenneth W. Raybon, et al. v. Merck & Co., Inc.
OHN 1 06-2575	Thomas G. Wigle, et al. v. Merck & Co., Inc.
OHN 1 06-2580	Glenn A. Cook, et al. v. Merck & Co., Inc.
OHN 1 06-2583	Mary Young v. Merck & Co., Inc.
OHN 1 06-2584	Thomas M. Tulcewicz v. Merck & Co., Inc.
OHN 1 06-2585	Benjamin Thompson v. Merck & Co., Inc.
OHN 1 06-2636	Nikki Gilmore, etc. v. Merck & Co., Inc.
OHN 1 06-2637	Edward M. Stanco, Jr., etc. v. Merck & Co., Inc.
OHN 1 06-2669	Edward Drozd, et al. v. Merck & Co., Inc.
OHN 1 06-2670	Carolyn Evans, et al. v. Merck & Co., Inc.
OHN 5 06-2635	Kenneth K. Kerr, Sr. v. Merck & Co., Inc.
OHN 5 06-2638	Barbara R. Brunk, etc. v. Merck & Co., Inc.
OHIO SOUTHERN	
OHS 1 06-720	Betty Pickett v. Merck & Co., Inc., et al.
OHS 2 06-876	Betty Mason v. Merck & Co., Inc., et al.
OKLAHOMA EASTERN	
OKE 6 06-464	Omega Lambert, etc. v. Merck & Co., Inc.
OKE 6 06-465	Gerald Hammond v. Merck & Co., Inc.
OKE 6 06-466	Pamela Treadwell, etc. v. Merck & Co., Inc.
OKE 6 06-468	Paul Stinson v. Merck & Co., Inc.
OKLAHOMA WESTERN	
OKW 5 06-1211	Ruby King, etc. v. Merck & Co., Inc.
PENNSYLVANIA EASTERN	
PAE 2 06-4827	Greg Golla v. Merck & Co., Inc., et al.
PENNSYLVANIA WESTERN	
PAW 2 06-1443	William T. Krajcovic, Sr., etc. v. Merck & Co., Inc.

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<u>DIST. DIV. C.A. #</u>	<u>CASE CAPTION</u>
TEXAS EASTERN	
TXE 2 06-456	Don Cagle, etc. v. Merck & Co., Inc., et al.
TXE 4 06-436	Pauline Stover v. Merck & Co., Inc.
TEXAS NORTHERN	
TXN 4 06-741	Gail Yeakley, etc. v. Merck & Co., Inc.
TEXAS SOUTHERN	
TXS 1 06-176	Juan Lizardi v. Merck & Co., Inc., et al.
TXS 2 06-471	Maria Graciela Cruz v. Merck & Co., Inc., et al.
TXS 2 06-478	Rosario Lechuga v. Merck & Co., Inc., et al.
TXS 2 06-489	Divine Garcia v. Merck & Co., Inc., et al.
TXS 4 06-3464	Antoinette Donaldson v. Merck & Co., Inc.
TXS 7 06-303	Lilian Murphree v. Merck & Co., Inc., et al.
TXS 7 06-318	Paula Gonzalez v. Merck & Co., Inc., et al.
TXS 7 06-319	Juan R. Gonzalez v. Merck & Co., Inc., et al.
TXS 7 06-320	Adolfo De Leon v. Merck & Co., Inc., et al.
TXS 7 06-321	Victor Saenz v. Merck & Co., Inc., et al.
TXS 7 06-329	Jose Zuniga v. Merck & Co., Inc., et al.
TXS 7 06-331	Rodolfo Regalado v. Merck & Co., Inc., et al.
TXS 7 06-333	Ludivina Pena v. Merck & Co., Inc., et al.
TXS 7 06-334	Anita Salinas v. Merck & Co., Inc., et al.
TEXAS WESTERN	
TXW 1 06-848	Emil Kenneth Braune v. Merck & Co., Inc., et al.
TXW 1 06-850	James Mercer v. Merck & Co., Inc., et al.
TXW 1 06-858	Marilyn Trent v. Merck & Co., Inc., et al.
TXW 1 06-859	Charles Ray Garrett, et al. v. Merck & Co., Inc., et al.
TXW 1 06-870	Esther McConoghy v. Merck & Co., Inc., et al.
TXW 1 06-871	Ruby Shaw v. Merck & Co., Inc., et al.
TXW 5 06-940	Leonel Diaz v. Merck & Co., Inc.
UTAH	
UT 2 06-905	Mable Lassen v. Merck & Co., et al.
UT 2 06-931	James Pangburn, et al. v. Merck & Co., Inc., et al.
WEST VIRGINIA SOUTHERN	
WVS 1 06-898	Dorothy Petry, et al. v. Merck & Co., Inc.

Exhibit A